

SUMMARY ANALYSIS OF AMENDED BILL

Franchise Tax Board

Author: Machado Analyst: Kristina North Bill Number: AB 1733

Related Bills: See previous analyses Telephone: 845-6978 Amended Date: 8/06/98

Attorney: Doug Bramhall

Sponsor:

SUBJECT: Drug Abuse Resistance Education (D.A.R.E.) Fund/Extends Repeal

DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended _____.

AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.

AMENDMENTS DID NOT RESOLVE THE DEPARTMENT'S CONCERNS stated in the previous analysis of bill as introduced/amended _____.

FURTHER AMENDMENTS NECESSARY.

DEPARTMENT POSITION CHANGED TO _____.

☒ REMAINDER OF PREVIOUS ANALYSES OF BILL AS INTRODUCED **FEBRUARY 2** AND AMENDED **MARCH 18 AND MAY 22, 1998**, STILL APPLIES.

☒ OTHER – See comments below.

SUMMARY OF BILL

Under the Administration of Franchise and Income Tax Law, this bill would extend the operation of the California Drug Abuse Resistance Education (D.A.R.E.) Fund to January 1, 2004, and provide for the appropriation of money donated to the D.A.R.E. Fund.

SUMMARY OF AMENDMENT

The August 6, 1998, amendment would provide that, upon appropriation by the Legislature and after reimbursement of specified administrative costs, the balance of money transferred to the D.A.R.E. Fund annually would be disbursed by the Controller to D.A.R.E. California.

In uncodified law, the August 6, 1998, amendment would appropriate \$145,000 from the D.A.R.E. California Fund to D.A.R.E. California to assist in establishing and maintaining drug abuse resistance education program in California schools.

Existing state law permits taxpayers to make contributions of their own funds (not tax liability) on their tax to the 10 voluntary contribution funds. Authorization for the distribution to the beneficiaries of nine of those funds is either included in statutory language or provided through the annual Budget Act. All funds provide for the reimbursement of the FTB and the Controller's costs to administer the fund. However, neither statutory language nor the 1997 Budget Act provided for the distribution of the moneys contributed to the D.A.R.E. Fund, which first appeared on the 1995 tax return filed in 1996.

The uncodified law in this bill would appropriate to D.A.R.E. money which already has been donated, while the other change to the appropriation language would allow D.A.R.E. to receive future annual payments.

Except for these additions, the department's analysis of this bill as introduced February 2 and as amended March 18 and May 22, 1998, still apply.

Board Position:

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<input type="checkbox"/> SA	<input type="checkbox"/> O	<input type="checkbox"/> NAR
<input type="checkbox"/> N	<input type="checkbox"/> OUA	<input type="checkbox"/> PENDING

Department/Legislative Director

Date

Johnnie Lou Rosas

8/18/98